

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

DEUTSCHE BANK TRUST COMPANY
AMERICAS, in its capacity as successor
indenture trustee for certain series of Senior
Notes, *et al.*,

Plaintiffs,

v.

SOWOOD ALPHA FUND LP, *et al.*,

Defendants.

C.A. No. 11-618 GMS

**STIPULATION AND PROPOSED ORDER TO
EXTEND TIME TO RESPOND TO MOTION TO DISMISS**

WHEREAS, on September 13, 2011, defendant Janney Montgomery Scott LLC (“JMS”) filed a motion to dismiss the complaint against it (the “Motion,” D.I. 52) and opening brief in support thereof (D.I. 53); and

WHEREAS Plaintiffs requested, and JMS agreed to, an extension of the deadline for Plaintiffs to file an answering brief so that the parties may have time to discuss consensually resolving the Motion without the need for further briefing;

NOW, THEREFORE, it is hereby STIPULATED AND AGREED, subject to the approval of the Court, as follows:

1. Plaintiffs’ answering brief in opposition to the Motion shall be filed on or before October 14, 2011; and
2. JMS’ reply brief in further support of the Motion shall be filed on or before November 4, 2011.

ASHBY & GEDDES

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Attorneys for Plaintiffs

Dated: September 22, 2011

It is **SO ORDERED**.

Dated: _____, 2011

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*Attorneys for Defendant Janney Montgomery
Scott LLC*

Dated: September 22, 2011

Gregory M. Sleet
Chief United States District Judge